



ROBERT C. AVALTRONI, DEPUTY COMMISSIONER
BUREAU OF ENVIRONMENTAL COMPLIANCE

59-17 Junction Blvd., 11th floor
 Corona, New York 11368-5107
 (718) 595-4418
 FAX (718) 595-4544

Date: 2-22-02

Log: _____

To: Comm Miele, FDC Chapin, Los Sturcken

Re: Complaint

☐ Urgent

☐ Per our conversation

☐ For your information

☐ Draft response for my signature

☐ For appropriate action

☐ Draft response for the
 Commissioner's signature

☐ For comment

☐ Respond/copy me

Comments: Per Mike Gilsenan,
Krish Radha Krishnan has
spoken to PII

and they can fill you in
if you need.

c: Krish

Tap Over Sheet 22 February 2002

To: DEP Commissioner Miele & Deputy
Commissioner Avalkine

From:

PII

PII

200 North Place Apartments

PII

- (A) We have contacted your office as well as 718-DEP-HELP on dozens of occasions beginning early October 2001 with demands for HPD oversight into the abatement of your known Carcinogens (silica, cement dust, fiberglass & asbestos) throughout
- ① public hallways ② contaminated forced-air HVAC units ③ exhaust ventilation system ④ elevator shafts and ⑤ individual condo units
- (B) Milford Management (Steven Rossi, 99 Battery Place - tel (212) 842-7310) I made no inspection of visible dust whatsoever

II- Demanded DEM and all occupants as to their failure to either examine or abate any/all of the hazardous material.

C. We ask that you produce your inspectors before the close of business today February 22, 2002,

D. We also ask that you produce applicable regulations (City & State) governing the use of surfactant to remove asbestos contaminated dust.

FEB-22 2002 FRI 01:56 PM

FAX NO.

P. 03

117 EAST 30TH STREET
NEW YORK, NY 10010

TEL: (212) 679-8600 • FAX: (212) 679-9392

PLM Bulk Asbestos Report

North Atlantic Laboratories, Inc.
Attn: John Pacifici
100 Sweeneydale Avenue
Bay Shore, NY 11706

Date Received 10/03/2001 SciLab Job No. 201101751
Date Examined 10/09/2001 P.O. # 01-
ELAP Number 11430 Page 1 of 1
RE: 01-; **PII**; Work Area Ap **PII**, 200 Rector Place

Client No. / HGA	Lab No.	Asbestos Present	Total % Asbestos
01	201101751-01	No	NAD

Location: WTC Dust, Living Room

Description: Bridge, Heterogeneous, Bulk Material

Asbestos Types:

Other Material: Cellulose 60.%, Fibrous glass 20.%, Non-Fibrous 20.%

Reporting Notes:

(1) Composite analysis results for heterogeneous debris samples may be highly variable due to inhomogeneities in materials present

Analyzed by: Ivan Recalde

*NAD/NSD = no asbestos detected; NA = not analyzed; NAPS = not analyzed / positive step; PLM Bulk Asbestos Analysis by EPA 600/M4-82-020 per 40 CFR 703 (NVLAP Lab #200546-0) and ELAP PLM Analysis Protocol 198.1 for New York samples (NYSIDOH ELAP Lab # 11430). Note: PLM is not consistently reliable in detecting asbestos in floor coverings and similar non friable organically bound materials. TEM is currently the only method that can be used to determine if this material can be considered or treated as non-asbestos containing in New York State (also see EPA Advisory for floor tile, FR 59, 146, 38970, 8/1/94). National Institute of Standards and Technology Accreditation requirements mandate that this report must not be reproduced except in full without the approval of the laboratory. This PLM report relates ONLY to the items tested. AIHA # 102843; VT Cert# A-016053

Reviewed by: Lance Truitt

Please take notice that repeat analyses of this sample under TEM is positive for amphibole asbestos and that all fibers less than 5 microns are higher than 5 microns is lower limit of resolution on PLM

SciLab Job#: 201101751

Client Name: North Atlantic Laboratories, Inc.

Table I
Summary of Bulk Asbestos Analysis Results
 01-: **PII** Work Area Ap **PII** 200 Rector Place

SciLab Sample #	Client Sample# Location	BG Area	Sample Weight (gram)	Heat Sensitive Organic %	Acid Soluble Inorganic %	Insoluble Non-Asbestos Inorganic %	** Asbestos % by PLM/DS	*** Asbestos % by TEM
01	01 WTC Dust, Living Room		0.077	51.35	45.95	2.60	NAD	Chrysotile Present
(INSUFFICIENT SAMPLE TO QUANTIFY.)								

Analyzed by: Glenn Massey _____; Date Analyzed: 12/4/2001

*NAD/NSD = no asbestos detected; NA = not analyzed; NA/PS = not analyzed / positive stop; PLM Bulk Asbestos Analysis by EPA 600/4-82-010 per 40 CFR 763 (NVLAP Lab #203546-0) and ELAP PLM Analysis Protocol 198.1 for New York samples (NYSDOH ELAP Lab # 11480); ELAP TEM Analysis Protocol 198.4 for negative NY NOB samples. Note: PLM is not consistently reliable in detecting asbestos in floor coverings and similar non-friable organically bound materials. TEM is currently the only method that can be used to determine if this material can be considered or treated as non-asbestos-containing in New York State (also see EPA Advisory for floor tile, FR 59, 146, 38970, 8/1/94). National Institute of Standards and Technology Accreditation requirements mandate that this report must not be reproduced except in full without the approval of the laboratory. This PLM report relates ONLY to the items tested.

AIHA# 102843; VT Cert# ALD16055 NVA=No Visible Asbestos

Reviewed By: _____

FEB-22-2002 FRI 01:57 PM

FAX NO.

P. 04

FEB-22-2002 FRI 01:58 PM


 FAX NO. P. 05
SCIENTIFIC LABORATORIES, INC.

 117 EAST 80TH STREET
 NEW YORK, NY 10016

TEL: (212) 678-8600 • FAX: (212) 670-0382

PLM Bulk Asbestos Report

 North Atlantic Laboratories, Inc.
 Attn: John Paciulli
 100 Sweenydale Avenue
 Bay Shore, NY 11706

 Date Received 11/29/2001 SciLab Job No. 201113743
 Date Examined 12/04/2001 P.O. # Bernstein
 ELAP Number 11480 Page 1 of 2
 RE: Bernstein; 200 Rector Place, Apt. 33F

Client No. / HGA	Lab No.	Asbestos Present	Total % Asbestos
1	201113743-01	No	NAD
Location: <u>Living Rm. Sill</u> (<i>exposed sill</i>)			
Description: Grey, Homogeneous, Bulk Material			
Asbestos Types:			
Other Materials: Cellulose 3. %, <u>Fibrous glass 7. %</u> , Non-fibrous 90. %			
2	201113743-02	No	NAD
Location: <u>Living Rm. Sill</u> <i>HVAC unit</i>			
Description: Grey, Homogeneous, Bulk Material			
Asbestos Types:			
Other Materials: Cellulose 25. %, <u>Fibrous glass 10. %</u> , Synthetic fibers 15. %, Non-fibrous 50. %			
3	201113743-03	No	NAD
Location: <u>Living Rm. Floor</u>			
Description: Grey, Homogeneous, Bulk Material			
Asbestos Types:			
Other Materials: Cellulose 50. %, <u>Fibrous glass 4. %</u> , Synthetic fibers 10. %, Non-fibrous 36. %			
4	201113743-04	No	NAD
Location: <u>Bathroom Vent</u>			
Description: Grey, Homogeneous, Bulk Material			
Asbestos Types:			
Other Materials: Cellulose 50. %, <u>Fibrous glass 2. %</u> , Synthetic fibers 10. %, Non-fibrous 38. %			

* *Following grossly incomplete relocation
 on or about April 1, 2001 by garbage disposal
 cleaning company.*

SciLab Job#: 201122430
Client Name: Kallawaya, Inc.

Table I
Summary of Bulk Asbestos Analysis Results
200 Reitor Place **PII** New York, NY 10250

SciLab Sample #	Client Sample Location	HQ Area	Sample Weight (grams)	Heat Sensitive Organic %	Acid Soluble Inorganic %	Insoluble Non-Asbestos Inorganic %	** Asbestos % by PLM/DS	** Asbestos % by TEM
01	1 Interior Living Room Along Left Edge Of Book Case/Cabinet		0.15	59.33	33.33	6.33	NA	Chrysotile < 1.0

Analyzed by: Glenn Massey

Date Analyzed: 12/16/01

*NAI/NSD = no asbestos detected; NA = not analyzed; NAFS = not analyzed / positive stop; PLM Bulk Asbestos Analysis by EPA 800M4-82-020 per 40 CFR 763 (NVLAP Lab 8230546-6) and ELAP PLM Protocol 198.1 for New York samples (NYS DOH ELAP Lab #: 1490); ELAP TEM Analysis Protocol 198.4 for negative NY NDB samples; Note: PLM is not consistently reliable in detecting asbestos in floor, ceiling and similar non-friable organically bound materials. TEM is currently the only method that can be used to determine if this material can be considered or treated as non-asbestos-containing in New York State (see EPA Advisory for floor tile, FR 59, 146, 38370, E1094). National Institute of Standards and Technology Accreditation requirements mandate that this report may not be reproduced except in full without the logo of the laboratory. This PLM report relates ONLY to the items listed. AHA# 102843; VT Cert# ALO16055; NVA=No Visible Asbestos

Reviewed By: _____

FEB-22-2002 FRI 01:58 PM

FAX NO.

P. 06

FEB-22-2002 FRI 01:59 PM



FAX NO.

P. 07

SCIENTIFIC LABORATORIES, INC.

117 EAST 30TH STREET

NEW YORK, NY 10016

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FACSIMILE TELECOPY TRANSMISSION

To: PII
Kellaway, Inc.
 Fax #: 212-945-7226
 Date: Monday, December 17, 2001
 Time: 11:22:19

From: Glenn Massey
 SCILAB Job#: 201122430
 Subject: FLAP-TEM, rush Results
 Client Project: 200 Rector Place PII New
York, NY 10280

Comments:

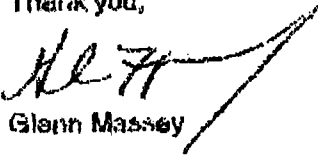
Number of Pages:

4
 (including cover sheet)

Dr. Bernstein:

Recommend analysis following ASTM method 5755 for concentration of potential airborne release of asbestos and fibrous glass in dust, since typical asbestos structures detected in this bulk sample are less than 5 microns in length and 0.2 microns in diameter. Also recommend analysis of dust for silica.

Thank you,


 Glenn Massey

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FEB-22-2002 FRI 02:00 PM

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P. 08

**SCIENTIFIC LABORATORIES, INC.**117 EAST 30TH STREET
NEW YORK, NY 10016

TEL: (212) 679-8800 • FAX: (212) 679-9392

PLM Bulk Asbestos Report**PII**

Date Received 02/15/2002 SciLab Job No. 202022496
 Date Examined 02/18/2002 P.O. # **PII**
 ELAP Number 11480 Page 1 of 1
 RE:

on West St

Client No. / HGA	Lab. No.	Asbestos Present	Total % Asbestos
1	202022496-01	No	NAD

Location: General Int, Vac (1)

Description: Grey, Heterogeneous, Bulk Material

Asbestos Types:

Other Materials: Animal hair 10. %, Cellulose 60. %, Fibrous glass 12. %, Non-fibrous 18. %

2

202022496-02

No Asbestos

NAD

Location: General Int, Vac (2)

Description: Grey, Heterogeneous, Bulk Material

Asbestos Types:

Other Materials: Animal hair 15. %, Cellulose 65. %, Fibrous glass 5. %, Non-fibrous 15. %

*VAC IS 12. RADIUS NEW HEPA
VAC W/ NEW BAG
+ HEPA FILTER*

3

202022496-03

No

NAD

Location: Window Int Rails

Description: Grey, Heterogeneous, Bulk Material

Asbestos Types:

Other Materials: Animal hair 5. %, Cellulose 55. %, Fibrous glass 2. %, Non-fibrous 38. %

Reporting Notes:

(1) Composite analysis results for heterogeneous debris samples may be highly variable due to inhomogeneity in materials present